

**CITY OF YUMA
CITY COUNCIL MINUTES**

**REGULAR MEETING
TUESDAY, JANUARY 16, 2018**

CALL TO ORDER – 7:30 P.M.

MEETING CALLED TO ORDER BY MAYOR HARPER AND THE PLEDGE OF ALLEGIANCE WAS RECITED.

MEMBERS PRESENT: Baucke, Goeglein, Haag, Harper, Hoch, McCall, Swehla.

STAFF PRESENT: Scott Moore, Jonathon Lynch, Karma Wells, Kathryn Sellars.

CORRECTIONS OR ADDITIONS TO THE AGENDA

None.

APPROVAL OF AGENDA

Haag moved to approve the January 16, 2018, agenda as presented. Second by McCall. Question. 7 ayes. Motion carried.

APPROVAL OF MINUTES

McCall moved to approve the January 2, 2018, minutes as presented. Second by Haag. Question. 6 ayes. 1 abstain (Goeglein). Motion carried.

CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT

None.

ACTION ITEMS

- A. RESOLUTION #2, SERIES OF 2018 (INCENTAHEALTH SERVICES AGREEMENT FOR WEIGH AND WIN ELITE STATIONARY KIOSK) – KATHRYN SELLARS.** Attorney Sellars mentioned the agreement has been changed by request of Attorney Sellars, with one exception. Discussion was held. Council's consensus was to table the item until we can get more information on the cost of the unit.
- B. FIRST READING, ORDINANCE #1, SERIES OF 2018 (CERTIFIED LOCAL GOVERNMENT) – SCOTT MOORE.** Manager Moore stated Mr. Mark Rodman, with History Colorado, is here to provide Council with information on becoming a Certified Local Government. Mr. Rodman stated this asks for us to follow the National Historic Preservation Act. The CLG Commission must meet four times per year. A building has to be 50 years old to qualify. Attorney Sellars reviewed a change to the ordinance. Harper moved to approve on first reading Ordinance #1, Series of 2018, as amended. Second by Haag. Question. 7 ayes. Motion carried.
- C. BID OPENING FOR CEMETERY FARM LAND LEASE – SCOTT MOORE.** One bid was received from Stewart Powell for \$4,707 per year. Discussion was held. Harper moved to accept the bid from Stewart Powell. Second by Hoch. Question. 7 nays. Motion denied. Council's consensus is to have the lease rebid.
- D. LIQUOR LICENSE RENEWAL FOR ON THE GREEN – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated the paperwork has been turned in for the liquor license renewal for On the

Green. Baucke moved to approve the liquor license renewal for On the Green. Second by Swehla. Question. 7 ayes. Motion carried.

- E. **LIQUOR LICENSE RENEWAL FOR JENNY WAYNES HIGH OCTANE – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated the paperwork has been turned in for the liquor license renewal for Jenny Waynes High Octane. Haag moved to approve the liquor license renewal for Jenny Waynes High Octane. Second by McCall. Question. 7 ayes. Motion carried.
- F. **EMERGENCY ORDINANCE #2, SERIES OF 2018 (AMENDING CERTAIN SECTIONS OF CHAPTER 1.06 OF THE YUMA MUNICIPAL CODE CONCERNING DEADLINES FOR AFFIDAVITS FOR WRITE IN CANDIDATES AND CANCELLATION OF ELECTIONS – KATHRYN SELLARS.** Attorney Sellars stated this ordinance is to change the date to become a write-in candidate due to the UOCAVA voters, this change corresponds with state law. Swehla moved to approve Emergency Ordinance #2, Series of 2018. Second by Goeglein. Question. 7 ayes. Motion carried.
- G. **RESOLUTION #3, SERIES OF 2018 (DETERMINING THAT THE REGULAR MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 3, 2018, SHALL BE A MAIL BALLOT ELECTION) – KATHRYN SELLARS.** Attorney Sellars stated this sets the election as a mail ballot election. Swehla moved to approve Resolution #3, Series of 2018. Second by Harper. Question. 7 ayes. Motion carried.
- H. **FIRST READING, ORDINANCE #3, SERIES OF 2018 (AMENDING CERTAIN SECTIONS OF CHAPTER 13.12 OF THE YUMA MUNICIPAL CODE ESTABLISHING RATES ON ELECTRICAL USAGE) – SCOTT MOORE.** Manager Moore stated this adds a general demand service, which would change the way electric is billed. It should not result in an increase to customer's electric usage. Haag moved to approve on first reading Ordinance #3, Series of 2018. Second by Goeglein. Question. 7 ayes. Motion carried.

This will be seen again in two meetings due to notices that have to be sent out.

- I. **FIRST READING, ORDINANCE #4, SERIES OF 2018 (AMENDING SECTION 13.08.020 OF THE YUMA MUNICIPAL CODE ESTABLISHING RATES ON WATER USAGE AND REPEALING SECTION 13.08.030 REGARDING DELINQUENT BILLS – SCOTT MOORE.** Manager Moore stated this is proposing to increase the base charge from \$14.50 per month, to \$21.75 per month. Also, the cost per gallon would go from \$1.25 per 1,000 gallons over the minimum, to \$1.78 per 1,000 gallons over the minimum. Discussion was held. Swehla moved to approve on first reading Ordinance #4, Series of 2018. Second by McCall. Question. 7 ayes. Motion carried.
- J. **FIRST READING, ORDINANCE #5, SERIES OF 2018 (AMENDING SECTION 13.04.060 OF THE YUMA MUNICIPAL CODE ESTABLISHING RATES ON SEWER USAGE AND REPEALING SECTION 13.04.070 REGARDING COLLECTION OF CHARGES) – SCOTT MOORE.** Manager Moore explained the original proposal was a 99.7% increase. Upon recommendation and discussions with some Council Members it is now being proposed to do the increase in 2 tiers. The current rate is \$16.60 per EQR. It is recommended currently to raise the rate to \$24.88 per EQR and then do the other half of the increase next year plus 3%. Discussion was held. Swehla moved to approve on first reading Ordinance #5, Series of 2018, as amended. Second by McCall. Question. 7 ayes. Motion carried.
- K. **APPROVAL OF BILLS – KARMA WELLS.** Clerk/Treasurer Wells provided Council with additional lists of bills and asked for approval of two additional bills. Hoch moved to approve the bills. Second by Swehla. Question. 7 ayes. Motion carried.
- L. **PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE.** There were no purchases in excess of \$5,000.

ADDITIONAL BUSINESS

None.

REPORTS

CITY MANAGER, SCOTT MOORE

Manager Moore stated the stop light arms have been ordered. They should arrive in 6-8 weeks.

We will plan on opening bids at the next meeting for the street sweeper.

CITY CLERK/TREASURER, KARMA WELLS

Clerk/Treasurer Wells handed out information from ICMA.

Also, the sales tax report was provided to Council.

CHIEF OF POLICE, JONATHON LYNCH

Chief Lynch provided Council with the 2017 police report.

Chief Lynch also stated he may be coming back for pre-approval of the K-9. By the time a K-9 is found someone else has bought it before we have a Council Meeting to approve it.

Chief Lynch also mentioned on the next batch of bills, there will be a purchase for radios. We received a grant from BNSF for \$5,000 for the purchase of the radios.

APPROVAL OF BILLS (CONTINUED)

- L. **PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE.** Manager Moore requested approval for the purchase of a K-9 for a maximum of \$12,000. Swehla moved to approve the purchase of a K-9 not to exceed \$12,000. Second by Goeglein. Question. 7 ayes. Motion carried.

CITY COUNCIL REPORTS

Goeglein

- Council Member Goeglein asked about the vacant officer position. Chief Lynch stated they are unsure what they are going to do with this position.

Hoch

- Council Member Hoch stated he spoke with business people downtown and they want the stop light, therefore Council Member Hoch is in favor of the stop light.

EXECUTIVE SESSION – NEGOTIATIONS

“To determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402 (4)(e), specifically regarding the City Manager employment contract.”

Attorney Sellars stated Council intends to meet in executive session for negotiations pursuant to Section 24-6-402 (4)(e) C.R.S. Harper moved to go into executive session. Second by Swehla. Question. 7 ayes. Motion carried.

Council resumed regular session at 8:23 P.M. Attorney Sellars made a statement to who was present in executive session and there were no objections to the discussions in executive session.

ACTION ITEMS (CONTINUED)

M. APPROVAL OF CITY MANAGER EMPLOYMENT CONTRACT – KATHRYN SELLARS. Attorney Sellars reviewed changes to the employment contract. Swehla moved to approve the City Manager employment contract. Second by Hoch. Question. 6 ayes. 1 nay (McCall). Motion carried.

ADJOURNMENT

Swehla moved to adjourn. Second by Goeglein. Question. 7 ayes. Motion carried.

Robert J. Harper
Mayor

Karma Wells, CMC
City Clerk/Treasurer